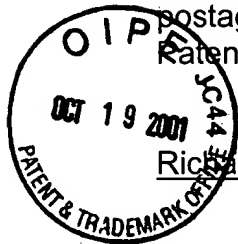


**Certification under 37 CFR 1.8(a)**

0 Rec'd PCT/PTO

10 OCT 2001

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to The Assistant Commissioner of Patents, Washington, D.C. 20231 on October 15, 2001.



Richard J. Streit (Reg. No. 25765)  
Name

[Signature]  
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DOCKET: CU-2557

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: John P. MCKEARN et al

Serial No.: 09/857,876

Group Art Unit:

Filed: June 12, 2001

Examiner:

For: Method of Using a Matrix Metallo Proteinase Inhibitor and Radiation Therapy as Combination Therapy in the Treatment of Neoplasia

THE ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN THREE MONTHS  
OF FILING OR BEFORE MAILING OF FIRST OFFICE ACTION**

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of the first Office Action on the merits, whichever event occurs last. 37 CFR 1.97(b).

Date: October 15, 2001

[Signature]

Signature of Attorney  
Richard J. Streit  
Ladas & Parry  
224 South Michigan Avenue  
Chicago Illinois 60604  
Tel. No. (312) 427-1300  
Reg. No. 25765

**Certification under 37 CFR 1.8(a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to The Assistant Commissioner of Patents, Washington, D.C. 20231 on October 15, 2001

Richard J. Streit (Reg. No. 25765)  
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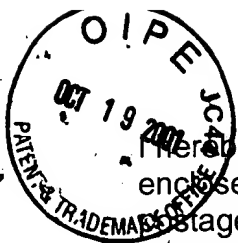
THE ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT**

Applicants submit herewith patents, publications or other information of which the applicants are aware, which may be material to the examination of this application and in respect of which there may be a duty to disclose under 37 CFR 1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.



*Richard J. Streit*  
Signature

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#5  
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The references submitted herein are listed on PTO-1449 form (modified) enclosed herewith. A copy of each reference listed is being furnished except any duplicate or cumulative patents or publications specified otherwise.

A translation of any foreign language reference, if any, is indicated in PTO-1449 form and being submitted herein if it is readily available. Otherwise it should be construed that such translation is not readily available.

Additional comments, if any, on the relevance of each reference listed are provided as follows:

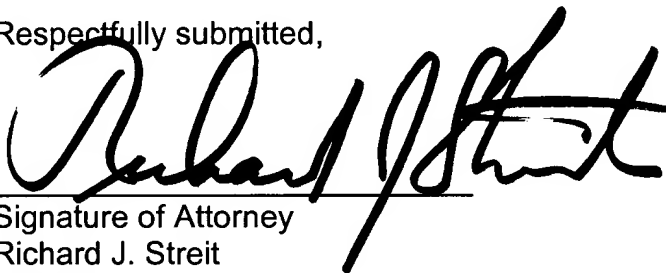
Also enclosed is a copy of an International Search Report listing the cited references.

The Statement is made on the basis of the information:

<u>          </u>	supplied by the inventor(s);
<u>  X  </u>	supplied by an individual associated with the filing and prosecution
<u>          </u>	of this application (37 CFR 1.56(c)); or
<u>          </u>	in the attorney's file.

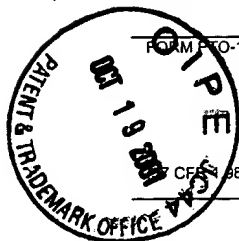
Date: October 15, 2001

Respectfully submitted,



Signature of Attorney  
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Reg. No. 25765

Form PTO-1449 (Modified)



FORM PTO-1449

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

b6(b)

ATTY. DOCKET NO.

CU-2557

SERIAL NO.

09/857,876

APPLICANT

John P. McKearn et al

FILING DATE

June 12, 2001

**GROUP**

## U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

[illegible]

**OTHER DOCUMENTS** (Including Author, Title, Date, Place of publication)

		Miller, A.R. et al: "Neoadjuvant chemoradiation for adenocarcinoma of the pancreas" Surgical Oncology Clinics of North America (1998)
		Takahashi, Y. "Clinical trials and strategy for anti-metastatic drugs" Biotherapy (1999)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449)